



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/698,920

Filing Date: October 27, 2000

Applicant: Daryl S. Meredith et al.

Group Art Unit: Unknown

Examiner: Unknown

Title: Guard and Control Apparatus for Sliding Compound Miter  
Saw

Attorney Docket: 0275A0168DVB

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Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231  
Attn: Application Processing Division  
Special Processing and Correspondence Branch

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Dear Sir:

Pursuant to the Notice to File Missing Parts of Nonprovisional Application mailed January 3, 2001, please consider the following.

The present application was filed as a divisional application of Serial No. 08/974,093 which is a divisional application of Serial No. 08/541,667. The original application was filed with an unsigned Declaration which was followed up with a signed Declaration pursuant to the rules.

This divisional application included a copy of the "as filed" application, which included the unsigned Declaration. Included with this application was a copy of the

documentation filed in the parent case when the signed Declaration was filed, including a copy of the signed Declaration.

Applicant noted that it was including a copy of the signed Declaration on page 3 of the transmittal (copy attached). In addition, the submission of the executed Declaration was noted on the Express Mail Certificate (copy attached) and on the accompanying post card which was returned by the Patent and Trademark Office (copy attached).

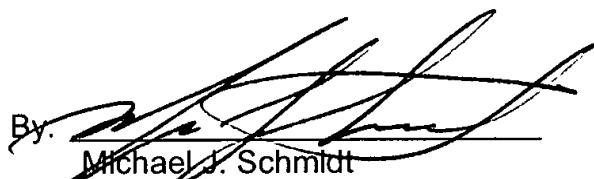
Thus, Applicant believes the application was originally filed with a copy of the executed Declaration and that the Notice to File Missing Parts is in error and should be withdrawn at no cost to the Applicant. Applicant respectfully requests the Initial Patent Examination Division to forward this application to the appropriate Group Art Unit for examination.

Should the Examiner have any questions regarding the present amendment he should not hesitate to contact the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: Feb 26, 2001

By:

  
Michael J. Schmidt  
Reg. No. 34,007

HARNESS, DICKEY & PIERCE, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600



Attorney Docket No. 0275A0168DVB  
Express Mail Label No. EL 684 103 374 US  
Date October 27, 2000

#### 4. Other Submissions

A Preliminary Amendment is enclosed.

An Information Disclosure Statement, \_\_\_\_\_ sheets of PTO Form 1449, and \_\_\_\_\_ patent(s)/publications/documents are enclosed.

A power of attorney  
 is submitted with the new Oath/Declaration.

is of record in the prior application and a copy is enclosed.

An Assignment of the invention  
 is enclosed with a cover sheet pursuant to 37 C.F.R. §§3.11, 3.28 and 3.31.  
 is of record in a prior application. The assignment is to Black & Decker Inc., and is recorded at Reel 8523, Frame(s) 0751.

An Establishment of Assignee's Right To Prosecute Application Under 37 C.F.R. §3.73(b), and Power Of Attorney is enclosed.

Verified Statement (Declaration) Claiming Small Entity Status (3u C.F.R. § 1.9(f) and 1.27(c)) - Small Business Concern is enclosed.

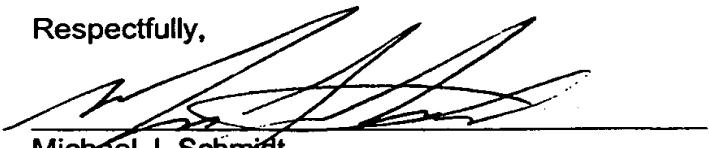
An Express Mailing Certificate is enclosed.

Other: Submission of Executed Declaration with executed Declaration; Submission of Previously Approved Formal Drawings

Attention is directed to the fact that the correspondence address for this application is:

Harness, Dickey & Pierce, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600.

Respectfully,

  
Michael J. Schmidt  
Reg. No. 34,007

Date October 27, 2000  
Harness, Dickey & Pierce, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600

**HARNESS, DICKEY & PIERCE, P.L.C.**

ATTORNEYS AND COUNSELORS

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BLOOMFIELD HILLS, MICHIGAN 48303

U.S.A.



TELEPHONE

(248) 641-1600

TELEFACSIMILE

(248) 641-0270

Date: October 27, 2000

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

**EL684103374US**

Sir:

**EXPRESS MAILING CERTIFICATE**

d.t. 11/27/00 - PC  
d.t. 12/27/00 - IDS  
d.t. 12/27/00 - O&R  
d.t. 04/27/01 - FRENCH SEARCH  
fwm  
10-27-00

Applicants: Daryl S. Meredith, Scott Price and William R. Stumpf

Serial No. (if any):

For: **GUARD AND CONTROL APPARATUSES FOR SLIDING  
COMPOUND MITER SAW**

Docket: 0275A0168DVB

Attorney: Michael J. Schmidt

"Express Mail" Mailing Label Number ..... **EL 684 103 374 US**

Date of Deposit ..... **October 27, 2000**

I hereby certify and verify that this Express Mail Certificate (label no. **EL 684 103 374 US**), Divisional Application Transmittal (in triplicate), 30 pgs. Patent Application with unexecuted Declaration and 14 pgs. drawings showing FIGS. 1-14 as originally filed, Submission of Executed Declaration with executed Declaration; Submission of Previously Approved Formal Drawings with 14 sheets formal drawings showing FIGS. 1-14; Preliminary Amendment; and postcard are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Debra J. Coughlin  
Debra J. Coughlin



JC915 U.S. PTO  
09/698920  
  
10/27/00

Applicant: Daryl S. Meredith et al.  
Case No.: 0275A0168DVB  
Serial No.:  
Filing Date:

Title: **Guard and Control Apparatuses for Sliding Compound Miter Saw**

Please acknowledge receipt of: Express Mail Certificate (label no. EL 584 103 374 US); Divisional Application Transmittal (in triplicate); original Patent Application containing 30 pgs. Application with copy of unexecuted Declaration and 14 pgs. drawings showing Figures 1-14 as originally filed; Submission of Executed Declaration with executed Declaration; Submission of Previously Approved Formal Drawings with 14 sheets formal drawings showing Figures 1-14; preliminary amendment; and postcard

by stamping and return to Harness, Dickey & Pierce, P.L.C.

USPTO Date Stamp

Due:

Attorney: MJS

Sector #4

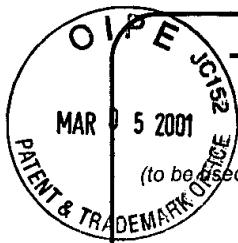
PTO/SB/21 (08-00)

Please type a plus sign (+) inside this box → 

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

7

Application Number	09/698,920
Filing Date	October 27, 2000
First Named Inventor	Daryl S. Meredith et al.
Group Art Unit	
Examiner Name	

Attorney Docket Number 0275A0168DVB

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<b>Postcard; see Remarks below for other enclosures</b>
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
	Remarks	The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.
		Additional enclosures: Copy of Notice to File Missing Parts; copy of page 3 of original divisional application transmittal; copy of certificate of mailing of divisional application; copy of stamped and returned postcard of divisional application

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C., Michael J. Schmidt, Reg. No. 34,007	
Signature		
Date	FEB 26, 2001	

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: **Feb 26, 2001**

Typed or printed name	Michael J. Schmidt	
Signature		Date <b>Feb 26, 2001</b>

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



**UNITED STATES PATENT AND TRADEMARK OFFICE**

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/698,920	10/27/2000	Daryl Meredith	0275A0168DVB

Harness Dickey & Pierce PLC  
P O Box 828  
Bloomfield Hills, MI 48303



**FORMALITIES LETTER**



\*OC000000005651862\*

Date Mailed: 01/03/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
  
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

503 500-8 A 10:08

L75A  
10:08